

FILED *for*
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JAN 23 2009

JOHN F. CORCORAN, CLERK
BY: *H McDonald*
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IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF VIRGINIA
ROANOKE DIVISION

SCOTT GELLNER,

Plaintiff,

v.

LOUIS KIRK NAGY, et al.,

Defendants.

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Civil Action No. 7:08cv00442

FINAL ORDER

By: Jackson L. Kiser

Senior United States District Judge

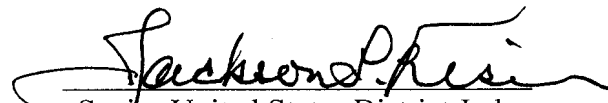
In accordance with the accompanying memorandum opinion, it is now

ORDERED

that plaintiff's complaint is **DISMISSED**, pursuant to 28 U.S.C. § 1915A(b)(1), and this case is
STRICKEN from the active docket of the court.

The Clerk is directed to send copies of this order and accompanying memorandum
opinion to the plaintiff and counsel of record for the defendants, if known.

ENTER: This 23rd day of January, 2009.


Senior United States District Judge